

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

WP(C).No. 26825 of 2007(R)

PETITIONER:

VINODKUMAR, AGED 38,
S/O.V.B. SREENIVASA SHENOY,
C.C. 18/937, WATER LAND ROAD,
PALLURUTHY, KOCHI -6.

BY ADV. SRI.S.SACHITHANANDA PAI

RESPONDENTS:

1. MR.SHANMUGHAN, AGED 48,
S/O.BABBU,
DEVASWOMPARAMBU, DHANWANTHARY JN.,
PALLURUTHY, KOCHI-6.
2. CORPORATION OF KOCHI REPRESENTED BY ITS
EXECUTIVE ENGINEER, ZONAL OFFICE,
FORT KOCHI.

R2 BY ADV. SRI.S. RAMESH BABU, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 10/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 26825 OF 2007

Dated this the 10th day of September, 2007

JUDGMENT

Sri.S.Ramesh Babu, Standing Counsel takes notice on behalf of the Corporation.

The grievance of the petitioner is that the 1st respondent has put up a bunk shop just in front of his shop in such a manner as to obstruct the free access to his shop and that the 1st respondent is now going about re-constructing his bunk shop. I do not propose to consider the genuineness of the petitioner's grievance. Ext.P1 appears to be pending before the Executive Engineer in the zonal office of the Corporation. The Executive Engineer will take up Ext.P1, issue notice to the 1st respondent, hear the 1st respondent as well as the petitioner and take a just decision on Ext.P1 at the earliest and at any rate within one month of receiving copy of this judgment. Any re-construction of the controversial bunk and the continuance of that bunk in its present position will be subject to the decision to be taken by the Executive Engineer on Ext.P1.

PIUS C. KURIAKOSE, JUDGE

btt

